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August 14, 2006

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Re: Opposer: Digi International Inc.  
Applicant: DigiPos Systems Inc.  
Serial No.: 76/561,585  
Opposition No.: 91163719  
Our File No.: 51307-469997

Dear Sir or Madam:

Enclosed for filing please find original Consented Motion for Extension of Testimony Periods, with Certificate of Service.

Please acknowledge receipt on the enclosed self-addressed, stamped postcard.

Very truly yours,

MOSS & BARNETT  
A Professional Association

  
Marsha Stolt

MS/mis  
Enclosures  
912104v1

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08-17-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #30

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Digi International Inc.,

Opposer

v.

DigiPos Systems Inc.,

Applicant

Opposition No. 91163719

Serial No. 76/561,585

**CONSENTED MOTION FOR EXTENSION OF TESTIMONY PERIODS**

The parties hereto respectfully request that the deadlines in this action be extended by sixty days as follows:

Testimony period for party in the  
position of plaintiff to close:

October 20, 2006

Testimony period for party in the  
position of defendant to open:

November 19, 2006

Testimony period for party in the  
position of defendant to close:

December 19 , 2006

Rebuttal testimony period to open:

January 18, 2007

Rebuttal testimony period to close:

February 2, 2007

Plaintiff's Brief Due:

April 3, 2007

Defendant's Brief Due:

May 3, 2007


Plaintiff's Reply Brief Due: May 18, 2007

Request for Oral Hearing: May 28, 2007

In a telephone conference on today's date, August 10, 2006, Applicant's attorney Serge Anissimoff indicated his agreement with this request. As there has been no progress in reaching a settlement of this matter, the parties mutually agree that they need additional time to identify relevant witnesses and to schedule and conduct depositions. This motion is not being made for the purpose of delay.

Respectfully submitted,

Date: August 10, 2006

  
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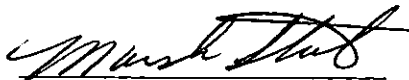
**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above titled Stipulated Request for Extension of Testimony Periods was served upon Applicant via facsimile and by depositing a copy thereof in the mail as first class mail, postage prepaid, directed to:

Serge Anissimoff  
ANISSIMOFF & ASSOCIATES  
Richmond North Office Centre  
Suite 201, 235 North Centre Road  
London, ON N5X 4E7  
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Date:

August 14, 2006



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